

Missouri Clean Water Commission  
P.O. Box 176, Jefferson City, Missouri 65102

**Notice of Open Meeting**  
**Missouri Clean Water Commission**

Persons with disabilities requiring special services or accommodations to attend the meeting can make arrangements by calling the Commission secretary at (573) 751-6721, the division's toll-free number at 1-800-361-4827, or by writing two weeks in advance of the meeting to: Department of Natural Resources, Clean Water Commission Secretary, P.O. Box 176, Jefferson City, MO 65102. Hearing impaired persons may contact the program through Relay Missouri at 1-800-735-2966.

**AGENDA**

**MISSOURI CLEAN WATER COMMISSION MEETING**  
**Department of Natural Resources**  
**East Elm Street Conference Center**  
**1738 East Elm Street**  
**Jefferson City, Missouri**  
**July 12, 2006**  
**Convene 9:00 a.m.**

General Session (Open)

- Call to Order/Introductions

<b>Administrative Matters</b>
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1. Public Hearing – Administrative Hearing Commission Rule  
Edward Galbraith, Director, Water Protection Program

**Recommended Action:** Hearing only.

2. Approval of June 7, 2006 Clean Water Commission Minutes

**Recommended Action:** The Commission to vote and approve minutes.

3. Dismissal of Kansas City, Fishing River WWTP, 06-0050 CWC appeal.  
Bill Bryan, Attorney General's Office

**Recommended Action:** Adopt recommended decision dismissing appeal.

4. Dismissal of Kansas City, Todd Creek, 06-0057 CWC appeal.  
Bill Bryan, Attorney General's Office

**Recommended Action:** Adopt recommended decision dismissing appeal.

5. Dismissal of Boone County Regional Sewer District, El Chaparral Lagoon, CWC-393-04 appeal.  
Bill Bryan, Attorney General's Office

**Recommended Action:** Adopt recommended decision dismissing appeal.

6. Dismissal of Boone County Regional Sewer District, Lake of the Woods, CWC-06-0278 appeal.  
Bill Bryan, Attorney General's Office

**Recommended Action:** Adopt recommended decision dismissing appeal.

7. Lagoon Renewal Procedures  
Refaat Mefrakis, Permits and Engineering

**Recommended Action:** Information only

8. St. Louis 208 Water Quality Management Plan  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** Information only.

9. 303(d) List Critical Path  
Phil Schroeder, Water Quality Monitoring Assessment

**Recommended Action:** Information only.

10. Clean Water State Revolving Fund Intended Use Plan Update  
Joe Boland, Financial Assistance Center

**Recommended Action:** Staff recommends that the SFY 2007 Intended Use Plan, Project Lists be modified as follows:

- Move the city of Dexter project from the Contingency Projects List to the Fundable Contingency Projects List
- Add the city of Trenton project to the Contingency Projects List

11. Metropolitan St. Louis Sewer District Project Substitution  
Joe Boland, Financial Assistance Center

**Recommended Action:** Staff recommends that the SFY 2007 Intended Use Plan, Project Lists be modified as follows:

- Substitute the Lemay Wastewater Treatment Plant Wet Weather Project – Phase I project with the Creve Coeur Creek (L-52) Pump Station Improvements project in the amount of \$16,000,000.
- Remove the Lemay Wastewater Treatment Plant Wet Weather Project – Phase II project from the Fundable Contingency Project Lists.
- Move the projects for the cities of Dexter and Kansas City to the Fundable Projects List

12. Clean Water Interest Briefing  
Joe Boland, Financial Assistance Center

**Recommended Action:** Information only.

Variances
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13. Southwest City – Variance Request  
Richard Laux, Permits and Engineering

**Recommended Action:** The staff is recommending the commission grant final approval of the request.

14. Tyson Foods, Inc. – Variance Request  
Richard Laux, Permits and Engineering

**Recommended Action:** Information update. Based upon the information presented during the commission meeting that includes possible resolution of any outstanding issues between department staff and Tyson, the commission may elect to take further action on the variance request.

Enforcement
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15. Cedar Haven Resort & Shoreline Resort – Referral to the Attorney General’s Office  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** The Commission to vote to refer the matter to the Attorney General’s Office.

16. Triad Development – The Hamptons & Anna Meadows - Referral to the Attorney General's Office  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** The Commission to vote to refer the matter to the Attorney General's Office.

17. Buford Foster (House Boat) - Referral to the Attorney General's Office  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** The Commission to vote to refer the matter to the Attorney General's Office.

18. Clear Cove Landing - Referral to the Attorney General's Office  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** The Commission to vote to refer the matter to the Attorney General's Office.

19. Missouri American Water Company (St. Louis & Jefferson City) - Referral to the Attorney General's Office  
Kevin Mohammadi, Compliance and Enforcement

**Recommended Action:** The Commission to vote to refer the matter to the Attorney General's Office.

<b>Staff Updates</b>
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20. Permit Backlog and WQRS Update  
Refaat Mefrakis, Permits and Engineering Section  
Randy Kixmiller, Permits and Engineering Section

**Recommended Action:** Information only.

21. State Revolving Fund Update  
Joe Boland, Financial Assistance Center

**Recommended Action:** Information only.

22. Total Maximum Daily Loads (TMDL) Status Report  
Phil Schroeder, Water Quality Monitoring Assessment

**Recommended Action:** Information only.

## Standing Items

- Legal Report – Standing Item
  - Update on Bagnell Dam
  - Wetlands Cases UpdateBill Bryan, Attorney General's Office

**Recommended Action:** Information only.

- Director's Update/Budget and Legislative Discussion – Standing Item  
Edward Galbraith, Director, Water Protection Program

**Recommended Action:** Information only.

## Presentation

- Presentation on Unclassified Waters  
Blane Heuman, The Nature Conservancy  
Doug Novinger, Missouri Department of Conservation

**Recommended Action:** Information only.

- Mark Twain Lake in Northeast Missouri  
Joe Maxwell, Hagan, Hamlett & Maxwell, L.L.C.

**Recommended Action:** Information only.

- Public Comment and Correspondence - This standing item provides an opportunity for comments on any issue pertinent to the Commission's role and responsibilities. The Commission encourages any and all interested persons to express their comments and concerns.  
General Public

**Recommended Action:** Information only.

- Future Meetings: September 6, 2006 and November 1, 2006 locations to be announced.

**Recommended Action:** Commission to consider locations for September 6, 2006 and November 1, 2006 meetings.

Closed Meeting - The Clean Water Commission may go into closed session at this meeting if such action is approved by a majority vote of the Commission members who constitute a quorum, to discuss legal, confidential or privileged matters under Section 610.021(1), RSMo (Supp. 1995); personnel actions under Section 610.021(3), RSMo (Supp. 1995); personnel records or applications under Section 610.021(13), RSMo (Supp. 1995) or records under Section 610.021(14), RSMo (Supp. 1995) which are otherwise protected from disclosure by law.

**Target Adjournment: 3:00 p.m.**

**For more information contact:**

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